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BEFORE THE ARIZONA CORPORATION COMMISSION
Arizona Corporation Commission

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COMMISSIONERS DOCKETED

2004 DEC -7 A 11:24

MARC SPITZER, Chairman DEC 07 2004

WILLIAM A. MUNDELL

AZ CORP COMMISSION
DOCUMENT CONTROL

JEFF HATCH-MILLER DOCKETED BY

MIKE GLEASON

KRISTIN K. MAYES

IN THE MATTER OF THE APPLICATION FOR
APPROVAL OF THE SALE OF ASSETS AND
TRANSFER OF CERTIFICATE OF
CONVENIENCE AND NECESSITY OF
LITTLEFIELD WATER COMPANY TO BEAVER
DAM WATER COMPANY.

DOCKET NO. W-03067A-04-0652
DOCKET NO. W-02298A-04-0652

IN THE MATTER OF THE APPLICATION OF
BEAVER DAM WATER COMPANY FOR AN
EXTENSION OF ITS EXISTING CERTIFICATE
OF CONVENIENCE AND NECESSITY.

DOCKET NO. W-03067A-04-0445

IN THE MATTER OF THE APPLICATION OF
BEAVER DAM WATER COMPANY, INC. FOR
APPROVAL OF LONG-TERM FINANCING.

DOCKET NO. W-03067A-04-0444

NOTICE OF INTERVENTION

BY THE COMMISSION:

On June 15, 2004, Beaver Dam Water Company ("Beaver Dam") filed with the Arizona Corporation Commission ("Commission") the above-captioned application for an extension of its Certificate of Convenience and Necessity ("CC&N") to provide water service in Mohave County, Arizona.

Also on June 15, 2004, Beaver Dam filed the above-captioned financing application.

On September 9, 2004, Beaver Dam filed an amendment to its June 15, 2004 CC&N extension application. The September 9, 2004 amendment included a request for additional territory and a request to consolidate the CC&N extension application with Beaver Dam's pending financing application.

Also on September 9, 2004, Beaver Dam and Littlefield Water Company ("Littlefield") filed the above-captioned application for the sale of assets and transfer of CC&N from Littlefield to Beaver Dam.

1 By Procedural Order of September 17, 2004, the above-captioned dockets were consolidated
2 for purposes of hearing, a hearing date was set, and Beaver Dam and Littlefield were ordered to
3 provide notice of the hearing on the consolidated applications.

4 Beaver Dam and Littlefield filed certification of public notice of the hearing on November 15,
5 2004.

6 On November 23, 2004, Bernice W. Evans, on behalf of Beaver Dam of Arizona Strip, LLC
7 and Beaver Dam Interchange, LLC, filed a Request to Intervene ("Intervention Request"). The
8 Intervention Request stated that the partners in Beaver Dam of Arizona Strip, LLC and Beaver Dam
9 Interchange, LLC object to Beaver Dam extending its CC&N to include five separate parcels of
10 property listed in the Intervention Request.

11 Because the Intervention Request did not indicate that a copy had been provided to Beaver
12 Dam or Littlefield, the Hearing Division mailed a copy of the Intervention Request to Beaver Dam
13 and Littlefield on November 24, 2004, with instructions to file any response by December 6, 2004.

14 On December 6, 2004, Beaver Dam filed an objection to the Intervention Request
15 ("Objection"). The Objection states that Beaver Dam does not intend to serve any of the property
16 referenced in the Intervention Request. Beaver Dam believes that the five parcels referenced in the
17 Intervention Request are located adjacent to, but outside, the extension area requested by Beaver
18 Dam.

19 The Intervention Request and the Objection both raise factual issues that can best be
20 addressed by all parties at the upcoming evidentiary hearing. The Intervention Request should
21 therefore be granted, so that all parties will have an opportunity to present evidence in support of
22 their respective positions. If after examination of the maps attached to the Objection, Beaver Dam of
23 Arizona Strip, LLC and Beaver Dam Interchange, LLC wish to withdraw their Intervention Request,
24 they may do so.

25 IT IS THEREFORE ORDERED that the Request to Intervene filed by Bernice W. Evans, on
26 behalf of Beaver Dam of Arizona Strip, LLC and Beaver Dam Interchange, LLC is hereby granted.

27 IT IS FURTHER ORDERED that if Beaver Dam of Arizona Strip, LLC and Beaver Dam
28 Interchange, LLC wish to withdraw their request to intervene, they shall make a filing in this docket

1 so stating. The docket filing shall include one original and 17 copies, and shall also be copied to all
2 parties on the attached service list.

3 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
4 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

5 DATED this 7th day of December, 2004.

6
7
8 
9 TEENA WOLFE
ADMINISTRATIVE LAW JUDGE

10 Copies of the foregoing mailed/delivered
11 this 7th day of December, 2004 to:

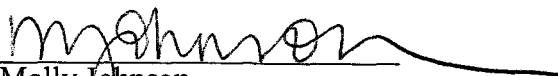
12 Bob Frisby, President
13 Beaver Dam Water Company
14 P.O. Box 550
15 Beaver Dam, Arizona 86432

16 Melvin Peterson, Director
17 Littlefield Water Company
18 P.O. Box 140
19 Littlefield, Arizona 86432

20 Bernice W. Evans
21 Beaver Dam of Arizona Strip, LLC
22 Beaver Dam Interchange, LLC
23 P.O. Box 133
24 Beaver Dam, AZ 86342

25 Christopher Kempley, Chief Counsel
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25
26 By: 
27 Molly Johnson
28 Secretary to Teena Wolfe